

DEC 22 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

10/780,872

Filing Date

02/19/2004

First Named Inventor

Dr. Michael E. Graham

Art Unit

3738

Examiner Name

Cheryl Miller

Attorney Docket Number

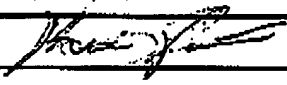
10.209.003

ENCLOSURES (Check all that apply)

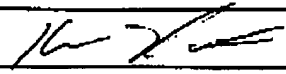
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

Response to non-final Office Action mailed 09/26/2005

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kile, Goekjian, Reed, and McManus		
Signature			
Printed name	Kevin Parton		
Date	12/22/2005	Reg. No.	56,987

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Kevin Parton	Date	12/22/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

DEC 22 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/780,872 Confirmation No. 1973
Applicant : Michael E. Graham
Filed : February 19, 2004
TC/A.U. : 3738
Examiner : Cheryl L. Miller
Docket No. : 209.003
Customer No. : 30236

AMENDMENT UNDER RULE 112

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

In response to the outstanding Office Action, the response period for which expires on December 26, 2005, the applicant respectfully submits the following remarks.

REMARKS

Claims 1-20 are currently pending in this application.

The Office Action contains numerous rejections under 35 U.S.C. § 102(b): Claims 1, 2, 5-9, 12 and 14-18 stand rejected under 35 U.S.C. § 102(b) as anticipated by Bramlet et al., U.S. Pat. 6,443,954, 9/2002. Claims 1-4, 12, and 13 stand rejected under 35 U.S.C. § 102(b) as anticipated by Olerud, U.S. Pat. 5,057,109, 10/1991. Claims 1, 2, 5, 10, 12, 14 and 19 stand rejected under 35 U.S.C. § 102(b) as anticipated by Carlsson et al., U.S. Pat. 6,053,920; 4/2000.